

**Remarks**

Claims 1, 3-32 and 40-46, inclusive, are under consideration.

Claims 1-32 and 40-46 are rejected under 35 U.S.C. 102(e) as anticipated by Yuen et al. (U.S. 2003/0194200 A1). Applicant respectfully submits that for the reasons discussed herein the rejection should be withdrawn and respectfully requests the same.

Applicant's claim 1 calls for a video storage media control system including, in part, an identifying module for analyzing the contents of the video media so as to assign a content-related value to the contents that is indicative of the position of the contents on the media, with the video media position being determined by establishing a match or relationship using the content-related value. Thus, applicant's claim 1 requires that the module for determining video media position and the module for identifying the contents of the video media are based on signals present on the video output terminal and that the video media position is determined by establishing a match or relationship using data contents stored on the media.

Applicant's system thus requires that the video media position is determined from the video data. This is not suggested or taught by Yuen et al. The cited portions of Yuen et al. in the Office Action relate to flags or other indicators stored within vertical blanking intervals (VBI). By their nature, VBI is not part of the video signal that is present on the video output terminal. The video signal that is present on the video output terminal forms the picture displayed. The data in the VBI is not such video signal data as claimed. Thus, Yuen et al. uses indexing or cataloging information, whereas applicant's claimed invention uses the content (e.g. image or sound track, etc) of the recording.

Contrary to the present invention, Yuen et al. fails to disclose utilizing video data content stored on the media as being the means for determining video media position.

Moreover, Yen et al. fails to teach applicant's claimed arrangement in which the video media position is determined by establishing a match or relationship using video data content stored on the media. Accordingly, Applicant respectfully requests withdrawal of the rejection of claim 1 under 35 U.S.C. 102(e) as being fully overcome. Claims 3-32 and 40-42 depend directly or indirectly from claim 1 and accordingly are believed to be patentable for the reasons set forth above with respect to claim 1, as well as their own characterizations.

Claim 43 is directed to a graphical user interface adapted to display information relating to source content (such as television program content and/or data content from other sources such as the Internet and/or video recorder or other media device content) wherein the display information includes a content-related position indication comprising a visual content representation (such as a picture indicating the contents of said television program content and/or data content from other sources such as the Internet and/or video recorder or other media device content). These claimed features are neither shown nor suggested in Yuen et al.

The Office Action incorrectly relies on teachings in Yuen et al. to what is essentially a table of contents. Claim 43, however, specifically requires that the display information includes a content-related position indication comprising a visual content representation. No such teaching is found in Yuen et al. Instead, the portions of Yuen et al. cited to in the Office Action specifically state that position indication data is stored in the VBI, not the video content itself as is claimed.

Accordingly, the rejection of claim 43 under 35 U.S.C. 102(e) is believed to have been fully overcome. Claims 44-46 depend directly or indirectly from claim 43 and accordingly are believed to be patentable for the reasons set forth above with respect to claim 43, as well as their own characterizations.

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Applicant further respectfully submits that pending claims 1, 3-32 and 40-46, all the claims now pending in the application, are now in condition for allowance and favorable action is requested.

Respectfully submitted,

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